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RCE \$
1753

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/966,352
Filing Date	September 28, 2001
First Named Inventor	Ben Herbert
Art Unit	1753
Examiner Name	Kaj K. Olsen
Attorney Docket No.	60023150-0006

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. Previously submitted. If a final Office Action is outstanding, any amendments filed after the final Office Action may be considered as a submission even if this box is not checked.
 - i. Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____.
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
 - iii. Other _____.
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)

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iii. Information Disclosure Statement (IDS)

iv. Petition for Withdrawal from Issue-Issue Fee

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. Other _____

3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. Applicant petitions the Commissioner for Patents to extend the time for responding to the Office Action dated _____ by one month(s) for a fee of \$_____ so that the period for response is extended to _____ under 37 C.F.R. § 1.321.
- b. The enclosed the amount of \$_____ to cover the RCE fee and other applicable fees.
- c. The Director is hereby authorized to charge the \$790 RCE fee and any additional fees that may be required to Deposit Account No. 19-3140. A duplicate of this sheet is enclosed.

14. Customer No. 26263

Saul L. Zack

Dated: October 16, 2004

Saul L. Zack, (Registration No. 52,391)

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage via Express Mail EV 425149145 US addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name (Print/Type)	Kathryn M. Barton
Signature	<u>Kathryn M. Barton</u> October 16, 2004